

IN THE U.S. DISTRICT COURT FOR MARYLAND,
SOUTHERN DIVISION

BEYOND SYSTEMS, INC.

Plaintiff

v.

WORLD AVENUE USA, LLC
successor by merger to NIUTECH, LLC.,
DBA "THE USEFUL," ET AL.

Defendants

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Case No. PJM 08 cv 0921

Affidavit of Paul A. Wagner Regarding
Count of Emails Containing Certain Business Names and Domain Names

I, Paul A. Wagner, state the following under oath:

1. I am over the age of 18 years and have personal knowledge of the matters stated herein. I am the president of Beyond Systems, Inc.

2. I have searched the 68,300 emails that initially gave rise to this suit and have found the following numbers of emails containing the following trade names and domain names:

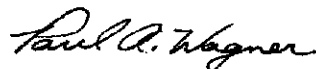
17476 emails contain: superbrewards
12087 emails contain: national survey panel
9709 emails contain: yoursmartrewards
9086 emails contain: mypremiumrewards
4858 emails contain: consumer incentive promotions
4079 emails contain: your smart rewards
3471 emails contain: consumer taste panel
3469 emails contain: productopinionpanel
2831 emails contain: nationalsurveypanel
1180 emails contain: brand survey panel
906 emails contain: nationalsurveypanel.com
341 emails contain: superb rewards
292 emails contain: emarket research
264 emails contain: market research group
264 emails contain: emarket research group
134 emails contain: onlinegiftrewards
131 emails contain: superbrewards.com
126 emails contain: onlinegiftrewards.com
116 emails contain: emarketresearch



82 emails contain: emarketresearchgroup
79 emails contain: topconsumergifts.com
78 emails contain: brandsurveypanel
74 emails contain: emarketresearchgroup.com
66 emails contain: exclusivegiftcards
61 emails contain: premium holiday gifts
60 emails contain: yoursmartrewards.com
56 emails contain: my exclusive rewards
50 emails contain: product research panel
39 emails contain: national issue panel
38 emails contain: america's top brands
37 emails contain: consumerincentivepromotion
36 emails contain: consumerincentivepromotions.com
36 emails contain: exclusive gift cards
36 emails contain: hotgiftzone
34 emails contain: online gift rewards
33 emails contain: consumertastepanel
26 emails contain: exclusivegiftcards.com
23 emails contain: theuseful
21 emails contain: consumertastepanel.com
21 emails contain: my choice rewards
18 emails contain: topgiftincentives
17 emails contain: my cool rewards
17 emails contain: premium products online
16 emails contain: yourmp3player.com
15 emails contain: mycoolrewards
14 emails contain: 123specialgifts
12 emails contain: myselectgifts
11 emails contain: hot gift zone
11 emails contain: my premium rewards
9 emails contain: premiumproductsonline
8 emails contain: get special gifts
8 emails contain: getspecialgifts
8 emails contain: myexclusiverewards
7 emails contain: topgiftincentives.com
6 emails contain: americas top brands
6 emails contain: mysupremerewards
6 emails contain: mysupremerewards.com
5 emails contain: exclusivegiftcenter
5 emails contain: hotgiftzone.com
4 emails contain: 123specialgifts.com
4 emails contain: nationalissuepanel
4 emails contain: premiumproductsonline.com
3 emails contain: online survey panel

3 emails contain: product opinion panel
3 emails contain: your exclusive rewards
3 emails contain: exprewards
3 emails contain: mycoolrewards.com
3 emails contain: programrewardcenter
2 emails contain: incentivereward
2 emails contain: my supreme rewards
2 emails contain: mypremiumrewards.com
2 emails contain: brandsurveypanel.com
2 emails contain: incentiverewardcenter
2 emails contain: mypremiumrewards.com
1 emails contain: americastopbrands
1 emails contain: americastopbrands.com
1 emails contain: get a gift online
1 emails contain: igotmyfreegift
1 emails contain: incentive reward
1 emails contain: incentive reward center
1 emails contain: productresearchpanel
1 emails contain: holidayshoppingrewards.com
1 emails contain: mychoicerewards
1 emails contain: myexclusiverewards.com
1 emails contain: surveyrewards.com
1 emails contain: yourexclusiverewards
1 emails contain: yourexclusiverewards.com

I solemnly declare and affirm under the penalties of perjury that the foregoing statements are true and correct.



Paul A. Wagner

December 22, 2008